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5  
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FABIAN GARCIA-PALACIO

7  
8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,  
12 Plaintiff,  
13 vs.  
14 FABIAN GARCIA-PALACIO,  
15 Defendant.

Case No. 1:21-cr-00119 NONE SKO  
STIPULATION TO MODIFY TERM OF  
PRETRIAL RELEASE; ORDER  
JUDGE: Hon. Sheila K. Oberto

16  
17 IT IS HEREBY STIPULATED by and between the parties hereto through their  
18 respective counsel, that Fabian Garcia-Palacio's order of release condition (7)(n) be modified to  
19 allow Mr. Garcia-Palacio to attend both family Christmas and New Year's gatherings in Fresno,  
20 California, from 4:00 p.m. on Friday, December 24, 2021 until 2:00 a.m. on Saturday, December  
21 25, 2021; and from 4:00 p.m. on Friday December 31, 2021 until 2:00 a.m. on Saturday January  
22 1, 2022. Mr. Garcia-Palacio requests the conditions of his release be modified to accommodate  
23 the family tradition of celebrating at midnight on Christmas day.

24 At all times, Mr. Garcia-Palacio would be accompanied by and be in the presence of his  
25 mother, Perla Gonzalez, who is the court-approved third-party custodian. Travel would be  
26 authorized directly from his home to the family gathering. The address and exact itinerary to be  
27 supplied to pretrial services. No other stops or detours allowed.

28 Since the inception of the instant case nearly 18 months ago Mr. Garcia-Palacio has

1 complied with all terms of his release to date and has graduated the Better Choices program.  
2 This court previously granted a similar request during Christmas of 2020. *See*, ECF #23.

3 All other conditions remain in full force and effect. Pretrial Services is in agreement with  
4 the requested modification.

5 Respectfully submitted,

6 McGREGOR SCOTT  
7 United States Attorney

8 DATED: December 21, 2021

9 /s/ Justin J. Gilio  
10 JUSTIN J. GILIO  
11 Assistant United States Attorney  
12 Attorney for Plaintiff

13 HEATHER E. WILLIAMS  
14 Federal Defender

15 DATED: December 21, 2021

16 /s/ Charles J. Lee  
17 CHARLES J. LEE  
18 Assistant Federal Defender  
19 Attorneys for Defendant  
20 FABIAN GARCIA-PALACIO

21 **ORDER**

22 **IT IS SO ORDERED** that pretrial release condition (7)(n) be modified as follows:

23 Mr. Garcia-Palacio may attend both family Christmas and New Year's gatherings in  
24 Fresno, California, from 4:00 p.m. on Friday, December 24, 2021 until 2:00 a.m. on Saturday,  
25 December 25, 2021; and from 4:00 p.m. on Friday December 31, 2021 until 2:00 a.m. on  
26 Saturday January 1, 2022. Addresses and itinerary must be approved by the supervising Pretrial  
27 Services Officer. All other conditions remain in full force and effect.

28 DATED: 12-21-2021

Sheila K. Oberto  
HON. Sheila K. Oberto  
United States Magistrate Court Judge